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PATENT 8084

Alexandria, VA 22313-1450 on TWELZ, 2003.

Amendment; Commissioner for Patents; P.O. Box 1450;

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicants:

Hirotaka Uchiyama et al

Serial No.:

09/855,440

Group Art Unit: 1614

Filed:

May 15, 2001

Examiner: D.C. Jones

For:

Compositions Comprising Cyclodextrin

TERMINAL DISCLAIMER

Mail Stop Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Petitioner, The Procter & Gamble Company, is the owner of the entire right, title and interest in the above-identified application U.S. Serial No. 09/855,440, as evidenced by the Global General Assignment, a copy of which is enclosed herein.

Petitioner is also the owner of the entire right, title and interest in U.S. Patent No. 5,942,217 by virtue of the assignment recorded on May 15, 1998, at Recl 9213, Frame 0285.

Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application Serial No. 09/855,440 which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. \$154 to \$156 and \$173, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent No. 5,942,217.

Petitioner hereby agrees that any patent so granted on the above-identified application Serial No. 09/855,440 shall be enforceable only for and during such period that it and the

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patent are commonly owned. This agreement runs with any patent granted on the above-

identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any

patent granted on the above-identified application Serial No. 09/855,440 that would extend to

the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of

U.S. Patent No. 5,942,217, as shortened by any terminal disclaimer filed prior to the patent

grant, in the event that any such granted patent: expires for failure to pay a maintenance fee,

is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily

disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled

by a reexamination certificate, is reissued, or is in any manner terminated prior to the

expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its

grant.

The evidentiary documents for the assignments have been reviewed by the

undersigned, and the undersigned certifies that to the best of his knowledge and belief, title is

in the assignee to take this action. The undersigned is an attorney or agent of record and is

empowered to act on behalf of the assignee.

The undersigned hereby declares that all statements made herein of his own

knowledge are true and that all statements made on information and belief are believed to be

true; and further that these statements were made with the knowledge that willful false

statements and the like so made are punishable by fine or imprisonment, or both, under

Section 1001 of Title 18 of the United States Code and that such willful false statements may

jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

By: Jeffrey V. Bamber

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Registration No. 31,148 The Procter & Gamble Company Ivorydale Technical Center 5299 Spring Grove Avenue Cincinnati, Ohio 45217-1025 (513) 627-4597

Date: June 10, 2003